

BOARD ACTION

May 16, 2006

APPROVED	<u>Tab 1.</u> Minutes of February 28, 2006 (Regular Meeting), as presented; April 17, 2006 (Special Joint Meeting – Minneola City Council), as presented; and April 25, 2006 (Special Joint Meeting – School Board/Municipalities), as presented.	WATKINS
APPROVED	<u>Tab 2.</u> Clerk of Courts= Consent Agenda, as follows: 1. Request to approve Contractor Bonds – New, Surety Rider, and Cancellation, as follows: <u>New</u> 6164-06 Curtis Sponer d/b/a Design Electrical Contracting, Inc. 6474-06 Frank L. Dalrymple, Jr. d/b/a Rusty Irrigation, Inc. 6475-06 Bryan M. Pusatere d/b/a A-F-T Signs of Brevard County, Inc. 6476-06 Patrick A. Jorgensen d/b/a Outdoor Services, Inc. 6477-06 John M. Andrews d/b/a Fiber-Net, Inc. 6478-06 Alex Peters d/b/a API Electrical Services, Inc. <u>Surety Rider</u> 5642-06 Change John M. Smith d/b/a Smith Roofing to J. M. Smith Roofing, Inc. <u>Cancellation</u> 5856-06 John Lawson d/b/a Select Concrete, Inc. 2. Request to acknowledge receipt of unclaimed excess proceeds for tax deeds totaling \$59,443.59. 3. Request to acknowledge receipt of list of warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in the Board Support Division of the Clerk's Office. 4. Request to acknowledge receipt of Meeting Notice – Southwest Florida Water Management District Governing Board Meeting Agenda for April 25-26, 2006, to be held at 9:00 a.m., at 2379 Broad Street, Brooksville, Florida 34604-6899; and Approved Minutes of the Meeting of the Governing Board held on February 21, 2006.	WATKINS

	<p>5. Request to acknowledge receipt of Report No. 2006-170, a Financial Audit of Lake-Sumter Community College, for the fiscal year ended June 30, 2005, from the Auditor General, State of Florida.</p> <p>6. Request to acknowledge receipt of Comprehensive Annual Financial Report from the City of Clermont, for the fiscal year ended September 30, 2005, in accordance with Section 163.387(8) of the Florida Statutes.</p> <p>7. Request to acknowledge receipt of Ordinances received from the Town of Lady Lake, Florida, as follows:</p> <p>Ordinance No. 2005-53 (Small Scale FLUM Amendment) Ordinance No. 2005-54 (Rezoning from RS-3 to RS-6) Ordinance No. 2006-01 (Annexing Property into Town of Lady Lake Limits) Ordinance No. 2006-02 (Small Scale FLUM Amendment) Ordinance No. 2006-03 (Rezoning from A to RS-6) Ordinance No. 2006-04 (Rezoning from PUD, as set forth in Ordinance No. 97-08, to PUD, as set forth herein) Ordinance No. 2006-05 (Small Scale FLUM Amendment) Ordinance No. 2006-06 (Rezoning from AG-1 to CP) Ordinance No. 2006-07 (Small Scale FLUM Amendment) Ordinance No. 2006-08 (Rezoning from MX-5 to LC) Ordinance No. 2006-09 (Small Scale FLUM Amendment) Ordinance No. 2006-10 (Rezoning from RP to LC) Ordinance No. 2006-20 (Establishing Public Service Natural Gas Tax Rate)</p>	
APPROVED	<p><u>Tab 3.</u> Request from Budget for approval of the following:</p> <p>1. Budget Transfer – General Fund, Department of Facilities Development and Management, Facilities Management Division, Facilities Services Section. Transfer \$31,000.00 from Facilities Repair and Maintenance to Repair and Maintenance. Funds are needed for start-up costs for a new lawn maintenance contract. At the beginning of a new lawn maintenance contract, the new vendor is allowed a one-time “clean-up” charge to bring the facilities up to an acceptable condition. They are also allowed a one-time charge for the mulch condition. After this one-time charge, the vendor is responsible. Funds are available in Facilities Repair and Maintenance.</p>	FRAZIER

	<p>2. Budget Transfer – County Transportation Trust Fund, Department of Public Works, Road Operations Division. Transfer \$306,910.00 from Contractual Services (\$13,860.00) and Road Repair and Maintenance (\$293,050.00) to Repair and Maintenance. County Finance processed a change order moving expenditures of \$13,860.00 from Contractual Services to Repair and Maintenance. This transfer would move the funds. Funds available in Contractual Services. Additional funds of \$293,050.00 are needed to cover fleet maintenance costs and expenses for the balance of the fiscal year, due to unusually high costs for fleet maintenance of the program's vehicles and equipment. Funds available in Road Repair and Maintenance.</p> <p>3. Budget Transfer – County Library System Fund, Department of Community Services, Library Services Division. Transfer \$35,786.00 from Rentals and Leases (Citrus Ridge, Marion Baysinger, East Lake, Paisley, Astor and Cooper libraries) to Books, Publications and Library Materials (Citrus Ridge, Marion Baysinger, East Lake, Paisley, Astor and Cooper libraries). The book lease plans for the Citrus Ridge, Marion Baysinger, East Lake, Paisley, Astor, and Cooper libraries were cancelled. Funds need to be moved to Books, Publications, and Library Materials to purchase books in lieu of leasing the books. Funds are available in Rentals and Leases.</p> <p>4. Capital Substitution – County Fire Control Fund, Department of Public Safety, Fire Rescue Division. Transfer \$63,510.00 from Machinery and Equipment (Homeland Security Grant - \$34,510.00, FEMA Grant - \$12,000.00, Firefighters Assistance Grant - \$17,000.00) to Machinery and Equipment (Breathing air compressors - \$46,710.00, SCBA fill stations - \$16,800.00). Three breathing air compressors and three SCBA fill stations must be purchased to bring the department into consistent statutory compliance with OSHA. Funds are available from monies from grants.</p>	
APPROVED	<p>Tab 4. Request from Community Services for approval of the Fiscal Year 2005-06 Community Development Block Grant (CDBG) Partnership Agreement between the Yalaha Community Club, Inc. and the County, in an amount not to exceed \$80,000.00, allocating CDBG funds to demolish the old community center and construct a new community center, and to direct the Community Services Department to execute the agreement and oversee completion of the project, as covered in the Scope of Services.</p>	SMITH

APPROVED	Tab 5. Request from Community Services for approval of the Fiscal Year 2006-09 Local Housing Assistance Plan; to authorize the Chairman to sign the authorizations; and to direct the Housing & Community Development Division to transmit to Plan to the Florida Housing Finance Corporation; and approval of Resolution No. 2006-82 , pertaining to same.	SMITH
APPROVED	Tab 6. Request from Community Services for approval of the Acceptance of the Florida Department of Transportation 5310 Grant Award, for five buses.	SMITH
APPROVED	Tab 7. Request from Community Services for approval of request to submit Drug Free Communities grant application, made available through the Governor's Office of Drug Control, in the amount of \$55,000.00, to implement a Peers Making Peace Program.	SMITH
APPROVED	Tab 8. Request from Employee Services for approval of an offer to settle Robin McGregor's claim for property damage, subject to the County Attorney's review and approval.	WALL
APPROVED	Tab 9. Request from Procurement Services for approval of the contracts with Professional Service Industries, Inc. and Dyer, Riddle, Mills & Precourt, Inc., to provide On Call Construction Inspection Services - RSQ 06-007.	SCHWARTZMAN
APPROVED	Tab 10. Request from Procurement Services for approval to declare items on submitted lists surplus to County needs; authorize the removal of all items on said lists from the County's official fixed asset inventory system records; and authorize the Procurement Services Director to sign the vehicle titles. The items have been declared surplus by their respective agencies, due to age, wear, and obsolescence.	SCHWARTZMAN
APPROVED	Tab 11. Request from Public Works for approval of Resolution No. 2006-83 , to advertise public hearing for Vacation Petition No. 1081, Milton S. Jennings, Rep. Don Griffey - Griffey Engineering, regarding the request to vacate right of way and cease maintenance on Republic Drive (No.2223); and also vacate Lot Line drainage and utility easements, in the Plat of Lake County Central Park-Phase 2, and in the Home Depot Plat, located in Section 29, Township 21 South, Range 25 East, in the Groveland area – Commission District 3.	STIVENDER

APPROVED	<u>Tab 12.</u> Request from Public Works for approval of Resolution No. 2006-84 , to advertise public hearing for Vacation Petition No. 1082, C. David Brown, regarding the request to vacate tracts, lots, and rights of way, in the Plat of Bowman Realty Co., and cease maintenance on South Bradshaw Road (No. 0553), located in Section 33, Township 23 South, Range 26 East, in the Clermont area – Commission District 2.	STIVENDER
APPROVED	<u>Tab 13.</u> Request from Public Works for approval of Agreement between Lake County Board of County Commissioners and the Florida Department of Transportation, for the replacement of the Lake Norris Bridge.	STIVENDER
APPROVED	<u>Tab 14.</u> Request from Public Works for approval of an extension, until September 30, 2006, for the Capital Improvement Grant for the City of Clermont.	STIVENDER
APPROVED	<u>Tab 15.</u> Request from Public Works for approval of Agreement between Lake County and the Florida Department of Transportation, for State Highway lighting, maintenance, and compensation between College Drive and Dead River Bridge (US 441); and approval of Resolution No. 2006-85 , giving Chairman approval to sign agreement.	STIVENDER
APPROVED	<u>Tab 16.</u> Request from Public Works for approval to accept the final plat for Peggy's Cove, and all areas dedicated to the public. Peggy's Cove consists of six lots – Commission District 5.	STIVENDER
APPROVED	<u>Tab 17.</u> Request from Public Works for approval to accept the final plat for Blue Spring Reserve, Phase I, and all areas dedicated to the public, as shown on the Blue Spring Reserve, Phase I, final plat; accept a letter of credit, in the amount of \$1,682,289.95; and execute a Developer's Agreement for Construction of Improvements between Lake County and Landquest Group, LLC. Blue Spring Reserve, Phase I, consists of 63 lots – Commission District 3.	STIVENDER
APPROVED	<u>Tab 18.</u> Request from Public Works for approval to release a maintenance bond, in the amount of \$32,188.00, posted for Grand Island Oaks, Phase I, which consists of 54 lots – Commission District 5.	STIVENDER

APPROVED	<u>Tab 19.</u> Request from Public Works for approval to accept the final plat for Grand Island Oaks, Phase II, and all areas dedicated to the public, as shown on the Grant Island Oaks, Phase II, plat; accept a maintenance bond, in the amount of \$38,976.25; execute a Developer's Agreement for Maintenance of Improvements Between Lake County and Showcase Homes, Inc.; and execute Resolution No. 2006-86 , accepting the following roads into the County Road Maintenance System: Grand Island Oaks Circle (CR 6346A), Tall Oak Court (CR 6346B), and Laurel Crest Court (CR 6346C). Grand Island Oaks, Phase II, consists of 63 lots – Commission District 5.	STIVENDER
APPROVED	<u>Tab 20.</u> Request from Tourism and Business Relations, for approval to forego the bidding process and contract with Fidelity Press of Orlando, for the production and printing of the July through September, 2006, events guides, at a cost not to exceed \$75,000.00; and approval of a transfer of funds from promotional items to printing and binding, in the Tourism Budget, in the amount of \$75,000.00.	MIHALIC
APPROVED	<u>ADDENDUM NO. 1 – I.A.1.</u> – Request from Public Safety for approval to enter into an agreement for renting tower space on the American Towers, Inc. tower, on Bradshaw Road, for the countywide radio system.	KAISER
PULLED	<u>Tab 21.</u> Request from Procurement Services for approval of the contract for the Construction Manager, for RSQ No.05-094, to Centex Construction, for the Renovation of the Judicial Center, Detention Center, Energy Plant, Multi-Level Parking Garage, Tax Collector, and Property Appraiser Buildings, until a later date.	SCHWARTZMAN
APPROVED	<u>Tab 22.</u> Request from Public Works for approval for funding match of \$273,000.00, and the transfer of \$273,000.00 from the General Fund Special Reserve, to match Land & Water Grant and cash donations; and approval to acquire from Landscape Structure the specialized play equipment and the installation of said equipment, with a caveat that, as additional funding comes in, the County will match said funds, in order to get the playground finished, but staff is to bring the amount of the additional funding before the Board each time, before the Board approves to match said funds. It was noted that staff would put together the entire costs involved for said playground and where all the money is coming from and have something prepared for the Board's review at the Board Retreat scheduled for Friday, May 19, 2006.	STIVENDER

APPROVED	<u>ADDENDUM NO. 1 – II.A.1.</u> – Request from Public Works for approval to proceed with Letter of Map Revision (LOMR) for Lake Mack study area presented this date; and authorization to set aside funds for the purchase of homes in the floodplain, on a voluntary basis, over the next five year period.	STIVENDER
APPROVED	<u>Tab 23. PUBLIC HEARING: Ordinance No. 2006-46,</u> Dissolving the Southlake Community Development District, repealing Ordinance 1992-5.	HANSON
APPROVED	<u>Tab 24. PUBLIC HEARING: Ordinance No. 2006-47,</u> Amending Section 17-3 of the Lake County Code, and Section 13.04.02 of the Land Development Regulations, to Add an Ex-Officio, Non-Voting Military Representative to the Local Planning Agency and Zoning Board.	HANSON
APPROVED	<u>Tab 25. PUBLIC HEARING:</u> First Reading of Ordinance Amending Land Development Regulations, Section 15.02.01, Table 15.02.01A, Lot Size and Frontage Requirements, to state 21,780 Square Feet as the Minimum Lot Size Requirement in District R-2, rather than 21, 780 acres. Second Reading to be held at later date.	HANSON
REAPPOINTED	<u>Tab 26.</u> Individuals to the Children’s Services Council, as follows: <u>District 1</u> Lorrie Simmons Julie Yandell <u>District 2</u> Charles Crane <u>District 3</u> Marva Turner <u>District 4</u> B. E. Thompson <u>District 5</u> Lalenya Robertson <u>Superintendent of Schools or a Named Administrative Designee</u> Jay Marshall <u>Program Administrator of the Department of Children and Families</u> Darnell Stewart	HANSON

APPOINTED	<p><u>Tab 27.</u> Individuals to the Lake-Sumter Metropolitan Planning Organization (MPO) Bicycle & Pedestrian Advisory Committee (BPAC), as follows:</p> <p style="padding-left: 40px;"><u>District 2</u> Scot Hartle</p> <p style="padding-left: 40px;"><u>District 4</u> Richard Dunkel</p> <p style="padding-left: 40px;"><u>District 5</u> Nancy Lee Hurlbert</p>	HANSON
APPROVED	<u>Tab 28.</u> Removal of Sonya Montgomery from the Elder Affairs Coordinating Council, due to non-attendance at meetings.	HANSON
APPROVED	<u>Tab 29.</u> Request from County Attorney for approval to encumber funds and execute three rental agreements to Best American Storage, for rental of records storage space for the State Attorney's Office.	MINKOFF
APPROVED	<u>Tab 30.</u> Request from County Attorney for approval to encumber funds and execute rental agreement to Best American Storage, for rental of records storage space for Records Management.	MINKOFF
APPROVED	<u>Tab 31.</u> Request from County Attorney for approval of lease agreement with Bulldog Investments, for office space located on Ardice Avenue, in Eustis, for office space for the Department of Public Works.	MINKOFF
APPROVED	<u>Tab 32.</u> Request from County Attorney for approval of Settlement Agreement and Release of Lien, for code enforcement fines against Karl Shirey.	MINKOFF
APPROVED	Request from County Attorney for approval of agreement between Lake County and St. John Free Methodist Church, in Tavares, located immediately behind the Lake County Judicial Center, for the use of their parking lot, at a cost of \$750.00 per year, with the agreement that the County will keep the grass driving surface in its current condition.	MINKOFF
UPDATE	Mr. Gregg Welstead, Deputy County Manager, gave the Board a brief update on where the County stands with the School Concurrency Program, at which time he noted that he, the County Manager, and the County Attorney have discussed the possibility of having a meeting on June 15, 2006, regarding said program.	WELSTEAD

CHANGED	Zoning Board Meeting, scheduled to be held June 27, 2006, to June 20, 2006, due to the 27 th conflicting with the beginning of FAC (Florida Association of Counties).	HANSON
FOR YOUR INFORMATION	Ms. Cindy Hall, County Manager, reminded the Board about the Budget Retreat, to be held Friday, May 19, 2006, at 8:30 a.m., at the C-Now building, near Lake Jem.	HALL
FOR YOUR INFORMATION	Ms. Cindy Hall, County Manager, informed the Board that Wednesday, May 17, 2006, is Employee Health Fitness Day.	HALL
FOR YOUR INFORMATION	Ms. Cindy Hall, County Manager, stated that the Dragon Boat Races are scheduled to be held Saturday, May 20, 2006, at Wooten Park, in Tavares.	HALL
CLARIFICATION	Commr. Hill requested clarification from the Board regarding the Capital Facilities Projects Meetings, noting that it was her understanding that the direction from the Board was that she would attend the meetings, which would not be subject to the advertising requirements, etc., and questioned whether that was still the direction of the Board. She was informed that it was.	HILL
FOR YOUR INFORMATION	Commr. Pool stated that a meeting was held recently in Clermont regarding the Hartle Road Extension, which was very successful, noting that several alignments were agreed upon by the residents in the area. He stated that they are trying to seek the path of least resistance and he feels that, at the end of the day, they will be able to create a corridor from SR 50 down Hartle Road to the Hartwood Marsh corridor, which is going to be a very important link. He thanked everyone for their cooperation in the matter.	POOL
FOR YOUR INFORMATION	Commr. Pool stated that there have been two public hearings, at the County's request, regarding the Karlton Village rezoning case, at which time he thanked Summit Green and Kings Ridge for allowing their facilities to be utilized for said hearings. He noted that a third meeting is scheduled to be held on Wednesday, May 17, 2006, at East Ridge High School, at 7:00 p.m.	POOL
FOR YOUR INFORMATION	Commr. Stivender stated that Saturday, May 13, 2006, was the last day for the Sticker Shock Campaign, sponsored by the Safe Climate Coalition of Lake County and the Lake County Sheriff's Office. She stated that the purpose of said campaign was to let parents and convenience store owners know that it is illegal to sell alcohol to underage children. She stated that Lake County ranks sixth in the State of Florida for said abuse, which they are trying to change. She stated that, in the Fall, they will be conducting a campaign for those parents who have parties in their homes, where they allow underage drinking.	STIVENDER

FOR YOUR INFORMATION	<p>Commr. Cadwell stated that he would like for the County Manager's Office to contact members of the local legislative delegation, as soon as possible, and invite them to attend an upcoming Board Meeting. He stated that he would like for them to update the Board on those things outside of government that occurred during the Florida Legislative Session and to thank them for doing a great job, with regard to Lake County and local government. He suggested that a reception be held, to allow those people from the general public who would like to attend said meeting and meet them to do so.</p> <p>Commr. Cadwell was thanked for representing the County well and for all the hard work he did in Tallahassee, on behalf of the County, at which time he noted that staff was putting together a report, for the Board's perusal.</p> <p>Commr. Hanson stated that she was going to mention a few of the things that were accomplished, however, noted that she would wait for said report.</p>	CADWELL
APPOINTED	<u>ADDENDUM NO. 1 – III.A.1.</u> – Commr. Hill to serve on the Lake County 2006 Canvassing Board.	HANSON
FOR YOUR INFORMATION	Commr. Hanson informed the Board that she had drafted a letter to Mayor Richard Crotty, Orange County Board of County Commissioners, who is setting up a Central Florida Workforce Housing Task Force, regarding the possibility of Lake County participating on said Task Force, should it be a regional effort and the Board approves to do so.	HANSON
FOR YOUR INFORMATION	Commr. Hanson stated that the cities of Clermont, Mt. Dora, Mascotte, and Lady Lake have requested Town Hall Meetings with the Board, at which time she noted that the County Manager would be contacting said cities, to work out a meeting schedule with them.	HANSON
FOR YOUR INFORMATION	Commr. Hanson informed the Board that she picked up a brochure a couple of weeks ago, while attending a "Green Building Seminar", from Sarasota County, at which time she distributed a handout pertaining to same, noting that Sarasota County reports on the things that they have done in the areas of ecotourism, green building, green neighborhoods, energy management, and economic development, tying all those things together, and she thought it would be nice for Lake County to do something similar, so she has asked the County Manager to look into it.	HANSON
APPROVED	Advertisement of Ordinance to add two additional members to the Public Lands Acquisition Advisory Council, possibly from the Real Estate field and/or the Business community, for a total of 11 members on said Council.	HANSON

CITIZEN QUESTION AND COMMENT PERIOD

Mr. Roy Hunter, Northeast Lake Chamber of Commerce, addressed the Board and thanked them for studying the Lake Mack area and authorizing staff to set aside funds for the purchase of homes that are located in the floodplain, on a voluntary basis, over the next five years, noting that it was well needed; and for hiring Mr. Roberto Bonilla as the County's new Parks and Recreation Director, noting that he has done a very good job for the County, with regard to its parks and recreation. He asked that all the people in Lake County over the age of 60 stock up on food, supplies, medicine, etc., so that they will not have to leave their homes to shop, eat, or run errands, and, starting July 17, 2006, boycott gas stations, in an effort to send a message that the cost of gasoline is getting out of hand. He then thanked the Board for the new bus route in his area.

Mr. Bert Barnes, Project Manager, Traffic Control Devices, addressed the Board stating that, with some of the downsizing that is taking place within local government, they have outsourced a lot of the maintenance, repair, and installation of traffic signals, street signs, street lighting, and fiber optics, which companies like his now take care of, noting that the counties are not on call to answer trouble and service calls as much as they were in the past. He stated that some of their technicians have to take vehicles home for emergency calls, but the County's parking code does not cover them, because they are private contractors, and it is causing them problems, at which time he suggested a change in the language of the Code that would cover the use of said vehicles during emergency calls.

The County Manager was directed to look into the matter and bring something back to the Board at a later date.

Mr. Travis Whigham, Forest Hills Association, addressed the Board and thanked Mr. Roberto Bonilla, Lake County Parks and Recreation Director, for all the things he has done in the Lake Mack area, as well as Mr. Bill Gearing, noting that, if it was not for them, his community would not have a lot of the things that it now has. He thanked the Board for the new bus route in his area and for the mobile health clinic; and thanked Mr. Jim Stivender, Jr., Public Works Director, for having a clay road in their area that was in very bad condition resurfaced. He stated that there are at least five roads that are blocked off in the Lake Mack area that need to be reopened, to allow emergency vehicles to access the area, and to allow the residents to evacuate during an emergency situation, such as a forest fire; and that he hoped the Board was moving forward with the Jewel Drive road project.

	<u>CLOSED SESSION</u> - Ongoing and Pending Litigation	
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